

JUL 29 2004

07-21-04

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| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/799,579 | 03/11/2004 | H. Nakata | FUJH 21.010 |

CONFIRMATION NO. 6476

FORMALITIES LETTER



OC000000012815424

026304

KATTEN MUCHIN ZAVIS ROSENMAN
 575 MADISON AVENUE
 NEW YORK, NY 10022-2585

Date Mailed: 05/28/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$86 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$986 for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.

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| | |
|------------|-----------|
| 01 FC:1001 | 770.00 DA |
| 02 FC:1051 | 130.00 DA |
| 03 FC:1201 | 86.00 DA |

PIPE

- Total additional claim fee(s) for this application is \$86
 - \$86 for 1 independent claims over 3.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

.....

A copy of this notice MUST be returned with the reply.

CB

Customer Service Center
Initial Patent Examination Division (703) 308-1202
PART 2 - COPY TO BE RETURNED WITH RESPONSE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor : Hidehiko NAKATA, et al.
Serial No : 10/799,579
Filed : March 11, 2004
Title : OPTICAL WAVELENGTH SWITCH HAVING PLANAR...
Art Unit : 2874
Confirmation No. : 6476

July 20, 2004

Mail Stop MISSING PARTS
Director of the U.S. Patent and
Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE FOR NOTICE TO FILE MISSING PARTS

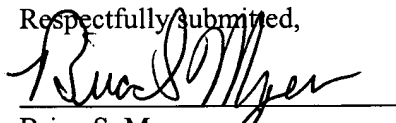
To the Commissioner for Patents:

We have received a Notice to File Missing Parts of Application dated May 28, 2004, a copy of which is attached. In reply thereto enclosed please find the following items:

- ☒ 1. Declaration;
- ☒ 2. Return post card;
- ☒ 3. Copy of Notice to File Missing Parts of Application;

Any fee due with this paper may be charged to Deposit Acct. No. 50-1290.

Respectfully submitted,


Brian S. Myers
Reg. No.: 46,947

CUSTOMER NO.: 026304
TELEPHONE: (212) 940-8800
FAX: (212) 940-8986
Docket No.: FUJH 21.010 (100794-00570)

Filed by Express Mail
(Receipt No. EL980188823US)
on July 20, 2004
pursuant to 37 C.F.R. 1.10.
by Sherry Hsu